

United States District Court

DISTRICT OF

DELAWARE

**IOVATE HEALTH SCIENCES U.S.A., INC.,
IOVATE HEALTH SCIENCES
INTERNATIONAL, INC., IOVATE T & P,
INC., FLAMMA SpA,
and USE TECHNO CORPORATION,**

Plaintiff(s),

v.

ORIGINAL

SUMMONS IN A CIVIL CASE

CASE NUMBER: 07-

- 0 7 - 2 8 6 -

**WELLNX LIFE SCIENCES INC (d/b/a NV
Inc.), NXCARE INC., NX LABS INC.,
SLIMQUICK LABORATORIES,
BIOGENETIX, DEREK WOODGATE, and
BRADLEY WOODGATE,**

Defendant(s).

TO: (Name and address of defendant)

NXLabs Inc.
c/o Secretary of State
Division of Corporations
John G. Townsend Building
401 Federal Street, Suite 4
Dover, DE 19901

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Josy W. Ingersoll (No. 1088)
John W. Shaw (No 3362)
Karen E. Keller (No. 4489)
Young Conaway Stargatt & Taylor, LLP
The Brandywine Building
1000 West Street, 17th Floor
P. O. Box 391
Wilmington, DE 19899-0391

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

CLERK

PETER T. DALLEO

(BY) DEPUTY CLERK

DATE

May 24 2007

RETURN OF SERVICE		
Service of the Summons and Complaint was made by me ¹	DATE <u>May 25, 2007</u>	
NAME OF SERVER (PRINT) <u>Shelly miles</u>	TITLE <u>Process Server</u>	
Check one box below to indicate appropriate method of service		
<input type="checkbox"/> Served personally upon the defendant. Place where served: _____ _____		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: _____ _____		
<input type="checkbox"/> Returned unexecuted: _____ _____		
<input checked="" type="checkbox"/> Other (specify): <u>Served upon NX Labs Inc by serving the Secretary of State, Delaware located at 401 Federal Street Dover DE 19901 Service was accepted by Gmail Ascione at 1:42 p.m.</u>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.		
Executed on <u>5/25/07</u> Date	<u>Shelly miles</u> Signature of Server	
<u>15 East North Street Dover DE 19901</u> Address of Server		

As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.